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Affects Parts: 4a, 42, 43

Regulation No. SR-399D

UNITED STATES OF AMERICA
FEDERAL AVIATION AGENCY
WASHINGTON, D. C.

Effective: June 24, 1961

Issued: June 20, 1961

Special Civil Air Regulation No. SR-399D

[Reg. Docket No. 549; Reg. No. SR-399D]

**PART 4a—AIRPLANE
AIRWORTHINESS**

**PART 42—IRREGULAR AIR CARRIER
AND OFF-ROUTE RULES**

**PART 43—GENERAL OPERATION
RULES**

**Special Civil Air Regulation; Provi-
sional Maximum Certificated
Weights for Certain Airplanes Op-
erated by Alaskan Air Carriers, Air
Taxi Operators in Alaska, and
Department of the Interior**

Special Civil Air Regulation No. SR-399C, effective October 26, 1960 (25 F.R. 10423), authorized the Director, Bureau of Flight Standards, and his designated representative to establish increased maximum weights for certain airplanes of 12,500 pounds or less operated entirely within Alaska by Alaskan air carriers and Alaskan air taxi operators pursuant to Parts 292 and 293 of the Civil Aeronautics Board's Economic Regulations or by the United States Department of the Interior.

Effective January 1, 1961, the Civil Aeronautics Board rescinded Part 293 (25 F.R. 12908) which applied to Alaskan air taxi operators and concurrently adopted revised Part 298 (25 F.R. 12909) which applies to air taxi operators generally. Accordingly, the reference in

SR-399C to Part 293 of the Civil Aeronautics Board's Economic Regulations is no longer appropriate.

Under Part 293, Alaskan air taxi operators were not permitted to operate aircraft weighing more than 7,900 pounds at increased maximum weights, notwithstanding the 12,500-pound limit in SR-399C. Although the action taken by the Board, i.e., the repeal of Part 293 and amendment of Part 298, no longer imposes the 7,900-pound limit, it is noteworthy that current Alaskan law does.

Since this regulatory action involves only a minor editorial change and imposes no additional burden upon any person, notice and public procedure hereon are unnecessary, and it may be made effective on less than 30 days' notice.

In consideration of the foregoing, the following Special Civil Air Regulation is hereby adopted to become effective June 24, 1961:

1. Notwithstanding any contrary provisions of the Civil Air Regulations, the Director, Bureau of Flight Standards, and any employee of such administrative unit as he shall designate may increase the maximum certificated weight for airplanes which are:

(a) Operated entirely within the State of Alaska by an Alaskan air carrier or an air taxi operator pursuant to Parts 292 and 298, respectively, of the Civil Aeronautics Board's Economic Regulations, or by the United States Department of the Interior in the conduct of its game and fish law enforcement activities and its management, fire detection, and fire suppression activities concerning public lands; and

(b) Type certificated under the provisions of Aeronautics Bulletin No. 7-A of the Aeronautics Branch of the United States Department of Commerce dated January 1, 1931, as amended, or under the normal category of Part 4a of the Civil Air Regulations.

2. The maximum certificated weight herein referred to shall not exceed any of the following:

(a) 12,500 pounds,
(b) 115 percent of the maximum weight listed in the FAA Aircraft Specification,

(c) The weight at which the airplane meets the positive maneuvering load factor requirement for the normal category specified in § 3.186 of the Civil Air Regulations, or

(d) The weight at which the airplane meets the climb performance requirements under which it was type certificated.

3. In determining the maximum certificated weight the structural soundness of the airplane and the terrain to be traversed in the operation will be considered.

4. The maximum certificated weight so determined will be added to the airplane's operation limitations and identified as the maximum weight authorized for operations within the State of Alaska.

This regulation supersedes Special Civil Air Regulation No. SR-399C, and shall terminate on October 25, 1965, unless sooner superseded or rescinded.

(Secs. 313(a), 601, 603, 604; 72 Stat. 752, 775, 776, 778; 49 U.S.C. 1354, 1421, 1423, 1424)

Issued in Washington, D.C., on June 20, 1961.

N. E. HALABY,
Administrator.

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